

STATE OF NEW YORK
UNITED STATES DISTRICT COURT
DISTRICT: SOUTHERN DISTRICT OF NEW YORK

COUNTY OF

INDEX #: 08 CIV/5666
Date Filed: June 24, 2008

ATTORNEY(S): : PH:
ADDRESS: File No.: 34411

Trustees of the Bricklayers and Allied Craftworkers, Local 5 New York Retirement Welfare... et al

vs

Plaintiff(s)/Petitioner(s)

Graniteworks, Inc. and Elaine Mangione individually et al

Defendant(s)/Respondent(s)

STATE OF NEW YORK, COUNTY OF NASSAU, SS.:

AFFIDAVIT OF SERVICE

Kevin Miller, being duly sworn deposes and says: Deponent is not a party herein, is over 18 years of age and resides in New York State. On July 18, 2008 at 1:45pm, at 415 Brook Avenue, Deer Park, NY 11729, deponent served the within Summons in a Civil Case, Complaint USDC/DY Inst. for Electronic Case or Appeal USDC/SDNY Prodecures for Electronic Case Filing and Guidelines for Electronic Case Filing on: Elaine Mangione, Defendant therein named.

#1 INDIVIDUAL ☐ By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

#2 CORPORATION ☐ By delivering thereat a true copy of each to personally, deponent knew the person so served to be the of the corporation, and authorized to accept service on behalf of the corporation.

#3 SUITABLE AGE PERSON ☒ By delivering a true copy of each to Mr. Mangione a person of suitable age and discretion. Said premises is recipient's: ☒ actual place of business ☐ dwelling house (usual place of abode) within the state.

#4 AFFIXING TO DOOR ☐ By affixing a true copy of each to the door of said premises, which is recipient's: ☐ actual place of business ☐ dwelling house (place of abode) within the state.

Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, having called thereat on the day of at on the day of at on the day of at on the day of at Address confirmed by

#5 MAIL COPY ☒ On July 18, 2008, deponent completed service by depositing a true copy of each document to the above address in a 1st Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

#6 DESCRIPTION ☒ A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:
(use with #1, 2 or 3) Sex: Male Color of skin: White Color of hair: Gray Age: 51 - 65 Yrs. Height: 5' 9" - 6' 0"
Weight: Over 200 Lbs. Other Features:

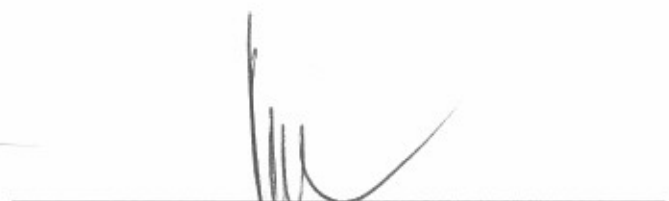
#7 WIT. FEES ☐ the authorized witness fee and / or traveling expenses were paid (tendered) to the recipient.

#8 MILITARYSRVC ☒ Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or of the State of New York and was informed that recipient was not. Recipient wore ordinary civilian clothes and no military uniform.

#9 OTHER ☐

Sworn to before me on July 21, 2008


PATRICIA ROTHFRITZ
NOTARY PUBLIC, State of New York
01R06055503, Nassau County
Term Expires February 26, 2011


Kevin Miller
Server's Lic # N/A
Invoice/Work Order # 0809093